



Docket No.: 2923-495

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re Application of TSCHOPE et al.

Serial No.: 09/508,510

Filed: May 26, 2000

For: LIQUID INTERFERON-BETA FORMULATION

Group Art Unit: 1646

Examiner: Prema Maria Mertz

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner dated June 26, 2003, rejecting the following claims: 1-14, 17-23, and 25-31.

The fee for this Notice of Appeal is \$330.00

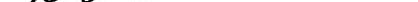
An extension of time is requested for three months. The required fee for this extension of time is \$950.00.

A check for \$1,280 is enclosed.

The Commissioner is authorized to charge any additional fees or credit any overpayment to Deposit Account No. 02-2135. An additional copy of this Notice is enclosed herewith.

Respectfully submitted,

December 23, 2003

By 

Patrick T. Skacel

Attorney for Applicants

Registration No. 47,948

ROTHWELL, FIGG, ERNST & MANBEC

Suite 800, 1425 K Street,

Washington, D.C. 20005

Telephone: (202) 783-6040

Docket No.: 2923-495



NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re Application of TSCHOPE et al.

Serial No.: 09/508,510

Filed: May 26, 2000

For: LIQUID INTERFERON-BETA FORMULATION

Group Art Unit: 1646

Examiner: Prema Maria Mertz

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner dated June 26, 2003, rejecting the following claims: 1-14, 17-23, and 25-31.

The fee for this Notice of Appeal is \$330.00

An extension of time is requested for three months. The required fee for this extension of time is \$950.00.

A check for \$1,280 is enclosed.

The Commissioner is authorized to charge any additional fees or credit any overpayment to Deposit Account No. 02-2135. An additional copy of this Notice is enclosed herewith.

Respectfully submitted,

December 23, 2003 By 
Patrick T. Skacel
Attorney for Applicants
Registration No. 47,948
ROTHWELL, FIGG, ERNST & MANBECK, p.c.
Suite 800, 1425 K Street, N.W.
Washington, D.C. 20005
Telephone: (202) 783-6040

DEC 23 2003

Image AF

FEE TRANSMITTAL
for FY 2003
(Large Entity)

		<i>Complete if Known</i>	
		Application Number	09/508,510
		Filing Date	May 26, 2000
		First Named Inventor	TSCHOPE et al.
		Examiner Name	Prema Maria Mertz
		Group Art Unit	1646
Total Amount of Payment	(\$ 1,280.00)	Attorney Docket Number	2923-495

METHOD OF PAYMENT (check one)

1. The Commissioner is hereby authorized to charge additional fees and credit any overpayment to Deposit Account Number 02-2135 in the name of Rothwell, Figg, Ernst & Manbeck
- Charge any Additional Fee Required Under 37 CFR 1.16 and 1.17
- Applicant claims small entity status
2. Payment Enclosed
 - Check
 - Credit Card

FEES CALCULATION**1. FILING FEE**

Fee	Fee	Fee Description	Fee Paid
Code	\$		
1001	770	Utility filing fee	[]
1002	340	Design Filing Fee	[]
1003	530	Plant Filing Fee	[]
1004	770	Reissue Filing Fee	[]
1005	160	Provisional Filing Fee	[]

SUBTOTAL \$**2. CLAIMS**

Paid	Extra Claims	Fee	Fee
Total Claims	[] - 20** = [] x \$18 = []		
Independent Claims	[] - 3** = [] x 86 = []		
Multiple Dependent Claims	+ 290 = []		

**or number previously paid, if greater;

SUBTOTAL \$**FEES CALCULATION** (continued)**3. ADDITIONAL FEES**

Fee	Fee	Fee Description	Fee Paid
Code	Paid		
1051	130	Surcharge - late filing fee or oath	[]
1052	50	Surcharge - late provisional filing fee or cover sheet	[]
1053	130	Non-English specification	[]
1812	2,520	For filing a request for reexamination	[]
1804	920	Requesting publication of SIR prior to Examiner action	[]
1804	1,840*	Requesting publication of SIR after Examiner action	[]
1251	110	Extension for reply within first month	[]
1252	420	Extension for reply within second month	[]
1253	950	Extension for reply within third month	950 []
1254	1,480	Extension for reply within fourth month	[]
1255	2,010	Extension for reply within fifth month	[]
1401	330	Notice of Appeal	[330]
1402	330	Filing a brief in support of an appeal	[]
1403	290	Request for Oral Hearing	[]
1451	1,510	Petition to institute a public use proceeding	[]
1452	110	Petition to revive -unavoidable	[]
1453	1,330	Petition to revive - unintentional	[]
1501	1,330	Utility issue fee (or reissue)	[]
1502	480	Design issue fee	[]
1503	640	Plant issue fee	[]
1460	130	Petitions to the Commissioner	[]
1807	50	Processing fee under 37 CFR 1.17(q)	[]
1806	180	Submission of Information Disclosure Statement	[]
8021	40	Recording each patent assignment per property (times number of properties)	[]
1809	770	Filing a submission after final rejection (37 CFR .129(a))	[]
1810	770	For each additional invention to be examined (37 CFR 1.129(b))	[]
1801	770	Request for Continued Examination (RCE)	[]
1802	900	Request for expedited examination of a design application	[]
1504	300	Publication fee for early, voluntary, or normal publication	[]
1505	300	Publication fee for republication	[]
1455	200	Filing application for patent term adjustment	[]
1456	400	Request for reinstatement of term reduced	[]
Other fee (specify) []			

* Reduced by Basic Filing Fee Paid

SUBTOTAL

\$1280

SUBMITTED BY		Complete (if applicable)		
NAME AND REG. NUMBER	Patrick T. Skacel, Reg. No. 47,948			
SIGNATURE		DATE	December 23, 2003	DEPOSIT ACCOUNT USER ID